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APR 16 2004

OFFICE OF PETITIONS

In re Application of :
Kim et al. :
Application No. 10/732,931 : DECISION GRANTING PETITION
Filed: 11 December, 2003 :
Attorney Docket No. 5649-1224 :

This is a decision on the petition filed on 1 April, 2004, requesting that the above-identified application be accorded a filing date of 11 December, 2003, instead of the presently accorded filing date of 12 December, 2003.

The petition is GRANTED.

Petitioners assert that the application was deposited in Express Mail service on 11 December, 2003. In support of petitioners' contention that the application was deposited in Express Mail Post Office to Addressee Service on 11 December, 2003, petitioners supplied, with the present petition, a copy of Express Mail Customer Label No. EV318417515US (the same Express Mail number found on the itemized transmittal sheet filed with the original application papers located in the official file). The "date-in" on the Express Mail Label, has not been completed. The Express Mail label, however, contains an official USPS postmark, however, dated 11 December, 2003.

In view of the above, the application is entitled to a filing date of 11 December, 2003.

The petition is granted. No petition fee is due and none has been charged.

The application is being returned to Office of Initial Patent Examination for reprocessing with a filing date of 11 December, 2003, not 12 December, 2003, and for issuance of a corrected Filing Receipt.

Application No. 10/732,931

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Telephone inquiries may be directed to the undersigned at 703-308-6918.

A handwritten signature in cursive script, appearing to read "D. Wood".

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions